

Application No.: 10/563,503
Filing Date: March 2, 2006

REMARKS

The Examiner's indication that claims 13, 17, 19-21, 25-30, 47, 51, 53-55, and 57-60 could be allowed if written in independent form is gratefully acknowledged. With this amendment, claim 17 is incorporated into claim 1 and claims 52 and 54 are incorporated into claim 33. New claim 62 combines claims 33 + 52 + 53. New claim 63 combines claims 33 + 52 + 55. Claims 17, 53, 54, and 55 have all been indicated as allowable but only objected to for depending from a rejected based claims which has been addressed by the present amendment. Claims 24 and 52-55 been cancelled with this amendment. Further amendments have been made to correct claim dependencies. No new matter is added. The amendments are believed to place all of the claims into condition for allowance. Accordingly, entry of the amendment is respectfully requested.

Rejection under 35 U.S.C. § 102(e)

Claims 1-5, 11-12, 15-16, 18, 22, 24 and 31 are rejected under 35 U.S.C. § 102(e) as being anticipated by Chen, et al. (US 2004/0161788).

This ground of rejection is addressed by amendment to incorporate claim 17 to claim 1. Claim 24 has been cancelled. Claims 2-5, 11-12, 15-16, 18, 22, and 31 depend from claim 1 and include all of the limitations thereof.

In view of Applicant's amendment, withdrawal of the rejection is respectfully requested.

Rejection under 35 U.S.C. § 103(a)

Claims 6-9 and 32 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Chen, et al. (US 2004/0161788) in view of Lee, et al. (US 2002/0064484).

Claims 6-9 and 32 have depend from claim 1 which has been amended as discussed above. Accordingly, the claims are believed to be patentable over the combination of Chen ,et al. and Lee, et al.

In view of Applicants' amendment, withdrawal of the rejection is respectfully requested.

Rejection under 35 U.S.C. § 103(a)

Claims 33, 35-39, 45-46, 49-50, 52, and 61 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Chen, et al. (US 2004/0161788, 2004) in view of the Stratagene Catalog.

This ground of rejection is addressed by amendment to include the limitations of claim 54 in claim 33. Claims 52 and 54 have been cancelled. Claims 35-39, 45-46, 49-50, and 61 depend from claim 33.

In view of the amendment, withdrawal of the rejection is requested.

Rejection under 35 U.S.C. § 103(a)

Claims 40-43 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Chen, et al. (US 2004/0161788, 2004) in view of the Stratagene Catalog as applied against claim 33 above, and further in view of Lee, et al. (US 2002/0064484, 2002).

Claims 40-43 depend from claim 33 and have all the limitations thereof. Accordingly, claims 40-43 are patentable on the same basis as claim 33.

Withdrawal of the rejection is requested.

Rejection under 35 U.S.C. § 103(a)

Claim 44 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Chen, et al. (US 2004/0161788, 2004) in view of the Stratagene Catalog as applied against claim 33 above, and further in view of Lee, et al. (US 2002/0064484, 2002) and Swenson (US 2003/0181868).

Claim 44 depends from claim 33 and has all the limitations thereof. Accordingly, claim 44 is patentable on the same basis as claim 33.

Withdrawal of the rejection is requested.

No Disclaimers or Disavowals

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure,

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including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

CONCLUSION

In view of Applicants' amendments to the claims and the foregoing Remarks, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any remaining concerns which might prevent the prompt allowance of the application, the Examiner is respectfully invited to contact the undersigned at the telephone number appearing below.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

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